



DENTAL BOARD OF CALIFORNIA
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AVAILABILITY OF MODIFIED TEXT

NOTICE IS HEREBY GIVEN that the Dental Board of California has proposed modifications to the text of section(s) 1043 in Title 16 of the California Code of Regulations that were the subject of a regulatory hearing on January 28, 2005. A copy of the modified text is enclosed. Any person who wishes to comment on the proposed modifications may do so by submitting written comments on or before June 3, 2005 to the following:

Dental Board of California

ATTN: Richard E. DeCuir, Assistant Executive Officer

1432 Howe Avenue, Suite 85

Sacramento, CA 95825

DATED: May 16, 2005

GEORGETTA C. GRIFFITH
Interim Executive officer
Dental Board of California

DENTAL BOARD OF CALIFORNIA
Article 5. General Anesthesia and Conscious (Moderate) Sedation

Modified Text

Changes to the originally proposed language for section 1043 are shown by double underline for new text and double strikeout for deleted text.

Amend Section 1043 of Division 10 of Title 16 of the California Code of Regulations to read as follows:

§ 1043. Definitions

(a) For purposes of this article, "direct supervision" of general anesthesia means the permittee is in the immediate presence of a patient while general anesthesia is being administered to that patient and that the permittee or a member of the permittee's staff directly monitors the patient at all times.

(b) For purposes of this article, "outpatient" means a patient treated in a facility which is not accredited by the Joint Commission on Health Care Organizations or licensed by the California Department of Health Services as a "general acute care hospital" as defined in subdivision (a) of Section 1250 of the Health and Safety Code. ~~by an accrediting entity approved by the Medical Board of California pursuant to Chapter 1.3 of Division 2 of the Health and Safety Code (commencing with section 1248).~~

(c) For purposes of Section 1682(a) of the code:

(1) a patient under general anesthesia shall be considered "sedated" for that period of time beginning with the first administration of general anesthetic agents until that time when the patient is again conscious with a full return of protective reflexes, including the ability to respond purposefully to physical stimulation and/or verbal command, when no additional agents will be administered, the dental procedures have been completed, and after the maximum effects of all agents have been experienced by the patient;

(2) a patient under conscious sedation shall be considered "sedated" for that period of time beginning with the first administration of conscious sedation agents until that time when no additional agents will be administered, the dental procedures have been completed, and after the maximum effects of all agents have been experienced by the patient.

(d) For purposes of section 1682(b) of the code, a patient shall be deemed to be "recovering from" conscious sedation or general anesthesia from the time the patient is no longer "sedated" as that term is defined in subsection (c) above until the dentist has evaluated the patient and has determined the patient is responsive, alert, has stable vital signs and is ambulatory and/or capable of being safely transported.

(e) For purposes of this article, "applicant" refers to applicants without permits, as well as permit holders subject to re-evaluation.

NOTE: Authority cited: Section 1614, Business and Professions Code. Reference: Sections 1646.1, and 1682, Business and Professions Code.